

**DEPARTMENT OF SOCIAL SERVICES**

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Regulation Package #0696-27

CDSS MANUAL LETTER NO. CCL-98-08

TO: HOLDERS OF COMMUNITY CARE LICENSING MANUAL, TITLE 22, DIVISION 6, CHAPTER 3.5,  
ADULT DAY SUPPORT CENTERS

**Regulation Package #0696-27**

**Effective 10/1/98**

**Sections 82501, 82565.5, 82568.2, 82568.3, 82570, and 82579**

Assembly Bill (AB) 2835, Chapter 517, Statutes of 1996, required the Department to implement regulations to specify those medical services that may be provided in adult CCFs, under what circumstances they may be allowed and the medical conditions that are not allowed in an adult CCF. Prior to this, there were no regulations to address incidental medical services.

These regulations implement the following changes: 1) the definition section is amended to add a term for "Needs and Services Plan" which is used in the Adult Day Support Centers category; 2) the staffing requirements are amended; 3) existing sections were given new titles and amended to address the Needs and Services Plan and Modifications to that plan, and 4) sections are amended to make minor editorial changes for clarity and consistency throughout the regulations.

These regulations were originally adopted on an emergency basis and became effective February 1, 1997. Since that time public hearings were held and changes were made to the regulations. This package represents the final regulations which became effective October 1, 1998.

These regulations were considered at the Department's public hearings held on March 24 through 28, 1997.

**FILING INSTRUCTIONS**

**Revisions to all manuals will now be shown in graphic screen.** The attached pages are to be entered in your copy of the Manual of Policies and Procedures. The latest prior manual letter containing Community Care Licensing changes was Manual Letter No. CCL-98-07. The latest prior manual letter containing Adult Day Support Centers changes was Manual Letter No. CCL-97-04.

Please replace your entire manual with the attached pages.

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Attachments

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ADULT DAY SUPPORT CENTER

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TITLE 22, DIVISION 6

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## ADULT DAY SUPPORT CENTER

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This Users' Manual is issued as an operational tool.

- a) Regulations adopted by the California Department of Social Services (CDSS) for the governance of its agents, licensees, and/or beneficiaries
- b) Regulations adopted by other State Department affecting CDSS programs
- c) Statutes from appropriate Codes which govern CDSS programs
- d) Court decisions and
- e) Operational standards by which CDSS staff will evaluate performance within CDSS programs.

Regulations of CDSS are printed in gothic type as is this sentence.

Handbook material, which includes reprinted statutory material, other department's regulations and examples, is separated from the regulations by double lines and phrases **"HANDBOOK BEGINS HERE"**, **"HANDBOOK CONTINUES"**, and **"HANDBOOK ENDS HERE"** in bold print. Please note that both other departments' regulations and statutes are mandatory, not optional.

In addition, please note that as a result of the change to a new computer system revised language in all subsequent community care licensing manual letters will now be identified by [graphic screen](#).

Questions relative to this Users' Manual should be directed to your usual program policy office.

**CHAPTER 3.5 ADULT DAY SUPPORT CENTER****Article 1. General Requirements****82500 GENERAL****82500**

- (a) Adult Day Support Centers, as defined in Section 80001a.(4), shall be governed by the provisions specified in this chapter and in Chapter 1, General Licensing Requirements.

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, and 1531, Health and Safety Code.

**82501 DEFINITIONS****82501**

In addition to Section 80001, the following shall apply:

- (a) (1) "Adult Day Support Center Services" means those non-medical services provided in an adult day support center to adults with physical, emotional or mental impairments, and who require assistance and supervision. Such persons include, but are not limited to, the following:
- (A) Those persons who require assistance with personal activities of daily living (bathing, dressing, grooming, etc.) and instrumental activities of daily living (laundry, shopping, paying bills, etc.). These persons may live independently, at home with a careprovider, in a community care facility, or in a health facility but do not require a medical level of care during the day.
  - (B) Those persons who require assistance and supervision in overcoming the isolation associated with functional limitations or disabilities.
  - (C) Those persons who, without program intervention, are assessed to be at risk of physical deterioration of premature institutionalization due to their psychological condition.
- (2) "Assessment" means a written evaluation which identifies the participant's strengths and his/her social and other related needs.
- (b) (Reserved)

## 82501 DEFINITIONS (Continued)

82501

- (c) (1) "Careprovider" means any person or institution having the responsibility for the participant's primary care needs outside the center.
- (2) "Consultant" means a person professionally qualified by training and experience to provide expert information on a particular subject and/or to provide services not otherwise available through the center's personnel.
- (d) (1) "Direct Care Staff" means those persons in the center who provide care and supervision to participants at least 70 percent of the hours of program operations per month or who supervise direct care staff.
- (e) (Reserved)
- (f) (1) "Formal Supports" means the formal network of social, health, financial, and other services offered by public and private agencies.
- (2) "Functionally Impaired Adult" means an adult who does not require continuous on-site medical supervision, yet has a limited capacity for independence in the following:
- (A) In activities of daily living such as grooming, bathing, toileting and other hygiene care.
- (B) In instrumental activities of daily living such as paying bills, cooking, shopping and using the telephone.
- (g) (Reserved)
- (h) (Reserved)
- (i) (1) (Reserved)
- (j) (Reserved)
- (k) (Reserved)
- (l) (Reserved)

82501	DEFINITIONS (Continued)	82501
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|-----|---|--|
| (m) | (Reserved)  |  |
| (n) | (1) "Needs and Services Plan" means a written plan <a href="#">that</a> identifies the specific needs of an individual client, including those items specified in Sections 80068.2 and 82568.2 and delineates those services necessary to meet the client's identified needs. |  |
| (o) | (Reserved)  |  |
| (p) | (1) "Participant" means any person admitted to an adult day support center program. Participant is equivalent to "client" as used in the general licensing requirements.  |  |
| (q) | (Reserved)  |  |
| (r) | (Reserved)  |  |
| (s) | (Reserved)  |  |
| (t) | (Reserved)  |  |
| (u) | (Reserved)  |  |
| (v) | (Reserved)  |  |
| (w) | (Reserved)  |  |
| (x) | (Reserved)  |  |
| (y) | (Reserved)  |  |
| (z) | (Reserved)  |  |

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, 1507, and 1531, Health and Safety Code.

**Article 2. Licensing (Reserved)****Article 3. Application Procedures****82522 PLAN OF OPERATION****82522**

- (a) In addition to Section 80022, the following shall apply:
- (b) The plan shall contain:
  - (1) Description of services to be provided.
  - (2) Hours of operation consistent with the plan of operation and program purpose and goals.
  - (3) Description of the participant group to be served.
- (c) Each [adult day support center](#) shall have, in writing, a plan for internal evaluation of its operation and services. The plan shall include a timetable for completing an annual evaluation, the areas that will be addressed in this evaluation, and the methodology to be used. A copy of the final annual evaluation shall be kept on file at the [center](#) and shall be available to the licensing agency during site visits.

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, 1520, and 1531, Health and Safety Code.

**Article 4. Administrative Actions (Reserved)****Article 5. Civil Penalties (Reserved)**



**Article 6. Continuing Requirements****82564 ADMINISTRATOR - QUALIFICATIONS AND DUTIES****82564**

- (a) In addition to Section 80064, the following shall apply.
- (b) All [adult day support centers](#) shall have an administrator.
- (1) If an administrator is responsible for two or more [adult day support centers](#), there shall be at each site an employee who is responsible for the day-to-day operation of the [center](#) and who meets the following qualifications:
- (A) A baccalaureate degree in psychology, social work or a related human services field; or
- (B) A minimum of one year of experience in a supervisory or management position in the human services delivery system.
- (2) An administrator shall not be responsible for more than five [centers](#).
- (c) When the administrator or the employee specified in (b)(1) above is absent from the [center](#), there shall be coverage by a substitute designated by the licensee, who meets the qualifications of Section 80065, who is on site, and who shall be capable of, and responsible and accountable for the management and administration of the [center](#) in compliance with applicable laws and regulations.
- (1) When the administrator is absent from the [center](#) for more than 30 consecutive days, the licensee shall designate a substitute who meets the qualifications of an administrator as specified in Section 80064 and (d) below.
- (2) When the employee specified in (b)(1) above is absent from the [center](#) for more than 30 consecutive days, the licensee shall designate a substitute who meets the qualifications of an administrator as specified in Section 80064 and (d) below.

## 82564 ADMINISTRATOR - QUALIFICATIONS AND DUTIES (Continued)

82564

- (d) The administrator shall meet the requirements specified below:
- (1) A baccalaureate degree in psychology, social work or a related human services field and a minimum of one year experience in the management of a human services delivery system, or
  - (2) Three years experience in a human services delivery system including at least one year in a management or supervisory position and two years experience or training in one of the following:
    - (A) Care and supervision of participants in a licensed adult [day care facility, adult day support center](#), or an adult day health care facility.
    - (B) Care and supervision of one or more of the categories of persons to be served by the [center](#).
- (e) Administrators employed prior to the effective date of this section shall remain qualified provided that they have no break in employment as an adult day care facility administrator exceeding three consecutive years.
- (f) The administrator shall:
- (1) Provide for continuous supervision of all participants.
  - (2) Supervise the operation of the [center](#).
  - (3) Comply with applicable laws and regulations.
  - (4) Communicate with the Department as required by applicable laws and regulations.
  - (5) Acknowledge the receipt of the Department's correspondence, notices, or field reports when the Department has requested a response.
  - (6) Assure the timely correction of all cited deficiencies.
  - (7) Adjust the program to accommodate the needs of all participants.
  - (8) Coordinate all activities and services.
  - (9) Recruit, hire, and generally supervise all staff.
  - (10) Provide initial orientation for all staff and ongoing educational and training programs for the direct care staff.

82564	ADMINISTRATOR - QUALIFICATIONS AND DUTIES (Continued)	82564
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- (11) Arrange for special provision for the care and supervision, including health, safety, and guidance, of participants who have special needs.

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- (A) Such provisions may include additional staff to supervise participants who wander, to maintain mechanical medical aids, and to monitor toileting schedules.
- (B) Other special needs of participants may include safety and emergency information in large lettering and/or in braille and lights to alert the deaf to emergencies.

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HANDBOOK ENDS HERE

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NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, 1531, and 1562, Health and Safety Code.

82565	PERSONNEL REQUIREMENTS	82565
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- (a) In addition to Section 80065, the following shall apply:
- (b) There shall be at least two persons on duty, at least one of whom is a direct care staff member, at all times when there are two or more participants in the [center](#).
- (c) The licensee shall provide for an overlap of staff at each shift change to ensure continuity of care.

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, 1531, and 1562, Health and Safety Code.

## 82565.1 PERSONNEL QUALIFICATIONS AND DUTIES

82565.1

- (a) The licensee shall develop, maintain, and implement a written plan for the orientation, continuing education, on-the-job training and development, supervision, and evaluation of all direct care staff.
- (1) The plan shall require direct care staff to receive and document a minimum of 20 clock hours of continuing education during the first 18 months of employment or within 18 months after the effective date of these regulations, and during each three-year period thereafter.
  - (2) The administrator shall receive and document a minimum of 30 clock hours of continuing education every 24 months of employment.
  - (3) Continuing education shall include completion of courses related to the principles and practices of care of the functionally impaired adult including, but not limited to, workshops, seminars, and academic classes.
    - (A) Courses shall be approved in writing by the licensing agency.
- (b) For each group of 25 participants, or fraction thereof, there shall be at least one direct care staff person who has a baccalaureate degree in a health, social or human service field, or one year documented full-time experience providing direct services to frail or physically, cognitively, or emotionally impaired adults.
- (c) The program shall provide staff to perform the following duties:
- (1) Support staff
    - (A) Administrative support, including clerical, bookkeeping, and accounting.
    - (B) Cooking.
    - (C) Housecleaning.
    - (D) Maintenance of [center](#) buildings, grounds, fixtures, furniture, equipment, and supplies. |
  - (2) Direct care staff shall be reasonable for care and supervision of participants, as defined in Section 80001c(2). |

## 82565.1 PERSONNEL QUALIFICATIONS AND DUTIES (Continued)

82565.1

- (3) Direct care staff shall not be assigned to any of the support staff duties specified in (c)(1) above unless the care and supervision needs of participants have been met.
- (A) During the performance of support staff duties a direct care staff member shall not be counted in the staff-to-participant ratio specified in Section 82565.5.

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, 1531, and 1562, Health and Safety Code.

82565.5 STAFF PARTICIPANT RATIO

82565.5

- (a) There shall be an overall ratio of not less than one direct care staff member providing care and supervision for each group of eight participants, or fraction thereof, present.
- (b) Whenever a participant who relies upon others to perform all activities of daily living is present, the following minimum staffing requirements shall be met:
- (1) For Regional Center participants, staffing shall be maintained as specified by the Regional Center.
- (2) For all other participants, there shall be a staff-participant ratio of no less than one direct care staff to four such participants.
- (c) Notwithstanding Section 80065(c), volunteers may be included in the staff-to-participant ratio if the volunteer meets the requirements for direct care staff as specified in Section 82501d.(1).

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, 1507, 1531, and 1562, Health and Safety Code.

## 82568.2 NEEDS AND SERVICES PLAN

82568.2

- (a) Prior to admission, the licensee shall determine whether the facility's program can meet the prospective participant's service needs.
- (b) If the participant is to be admitted and has no restricted health conditions as specified in Section 80092, then, no later than 30 days after admission, the licensee shall complete a written Needs and Services Plan that must include:

## 82568.2 NEEDS AND SERVICES PLAN (Continued)

82568.2

- (1) A social history.
- (2) Identification of formal support systems.
- (3) A description of limitation of activities of daily living skills.
- (4) Mental and emotional functioning.
- (5) A written medical assessment as specified in Section 80069.
- (6) Scheduled days of attendance.
- (7) A summary of the assessment findings in Sections 82568.2(b)(1) through (5) and plans for providing services to meet the identified needs, including:
  - (A) A plan to meet the transportation needs of the participant.
  - (B) Time-limited goals and objectives of the care and services to be provided, with provisions for review and modifications as needed.
  - (C) An individual activity plan designed to meet the needs of the participant for psychosocial and recreational activities.
  - (D) Recommendations for referrals to other service providers and therapy which the adult day support center will coordinate.
  - (E) Prescribed medications, dosages, and frequency, if any.
- (c) In addition to the requirements in Sections 82568.2(b)(1) through (b)(6), if the participant is to be admitted and has a restricted health condition as specified in Section 80092, the Needs and Services Plan must include a Restricted Health Condition Care Plan, as specified in Section 80092.2.
- (d) The licensee shall involve the following persons in the development of the Needs and Services Plan:
  - (1) The participant and his/her authorized representative, if any.
  - (2) Any relative or other care provider participating in placement.

## 82568.2 NEEDS AND SERVICES PLAN (Continued)

82568.2

- (3) The placement or referral agency, if any.
- (4) The licensee or his/her designee.
- (5) A direct care staff person as specified in Section 82565.5(b).

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, 1507, and 1531, Health and Safety Code.

## 82568.3 MODIFICATIONS TO THE NEEDS AND SERVICES PLAN

82568.3

- (a) Notwithstanding the requirements of Section 80068.3, a reassessment shall be completed for each participant at least every six months or more frequently, if needed, to ensure the accuracy of the assessment of appropriateness of the Needs and Services Plan, and to document significant occurrences that result in changes in the participant's physical, mental, and/or psychological functioning.
- (b) An updated list of medications currently taken by the participant shall be included in the reassessment.

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, 1507, and 1531, Health and Safety Code.

## 82568.5 PROCEDURES FOR DISCHARGE

82568.5

- (a) A minimum of two weeks notice shall be given to a participant and his/her family and careproviders if it is determined that the center can no longer meet the needs of the participant, and he/she must be discharged from the program.
- (b) The immediate discharge of an individual shall be allowed when it is determined that the individual's condition has suddenly changed and participation in the center is likely to cause danger to self or others.

**82568.5 PROCEDURES FOR DISCHARGE (Continued)****82568.5**

- (1) The licensing agency shall be notified by telephone within the agency's next working day during normal business hours and in writing within seven days when a participant is discharged without the two weeks notice.

- (c) The center shall refer the participant to other agencies for continuing care and follow-up, as needed.

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, and 1531, Health and Safety Code.

**82570 PARTICIPANT'S RECORDS****82570**

- (a) In addition to Section 80070, the following shall apply:

- (b) Each record shall contain, but is not limited to, the following information:

- (1) Needs and Services Plan as specified in Sections 80068.2 and 82568.2. |
- (2) Modifications to the Nneeds and Services Plan as specified in Sections 80068.3 and 82568.3. |
- (3) Authorization, signed and dated by the participant or his/her authorized representative, to specific individuals/agencies for release of medical information.
- (4) Authorization, signed and dated by the participant or authorized representative, for the participant to receive emergency medical care, if necessary, or a statement signed and dated by the participant or authorized representative, that the participant will not sign an authorization.
- (5) Correspondence and incident reports relating to the participant.
- (6) Reason for discharge from the center.

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, and 1531, Health and Safety Code.



## 82575 HEALTH-RELATED SERVICES

82575

- (a) In addition to Section 80075, the following shall apply:
- (b) The [adult day support center](#) shall notify the family/careprovider and/or physician of any significant changes in the participant's physical or mental condition.
- (c) The [center](#) shall make available health education material to the participants, family, and careproviders.
- (d) The [center](#) shall encourage and/or arrange appropriate contacts with health professionals and facility staff shall keep themselves informed of the participant's health status.
- (e) The [center](#) shall train program staff and participants in emergency procedures.
- (f) The [center](#) shall have at least one full-time staff member who has a current certificate in first aid and cardiopulmonary resuscitation present in the facility during operating hours.
- (g) The [center](#) staff shall call emergency medical personnel whenever necessary, with or without the authorization required in Section 82570(b)(4).

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, 1507, and 1531, Health and Safety Code.

## 82575.1 DAILY INSPECTIONS FOR ILLNESS 82575.1

- (a) The licensee shall ensure daily that participants with obvious symptoms of illness, including, but not limited to, fever and vomiting, are not allowed in the [center](#) unless they are separated from other participants.

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, 1507, and 1531, Health and Safety Code.

**82576 FOOD SERVICES****82576**

- (a) In addition to Section 80076, the following shall apply.
- (b) A participant in care for less than eight hours shall be provided meals and snacks so that no more than three and a half hours elapse between food service.
- (c) A participant in care for a period of eight hours or longer, shall be provided a mid-morning snack, lunch, and a mid-afternoon snack.
- (d) A licensee who accepts a participant at 7:00 a.m. or earlier shall include a statement in the admission agreement of each participant regarding provision of breakfast.

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- (1) This requirement is not intended to require that the licensee provide breakfast, only that the admission agreement state whether or not breakfast will be provided.

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- (e) Participants shall be permitted to bring their own food to the [center](#) unless otherwise stated in the admission agreement.
- (1) If the participant brings all or part of his/her own food to the [center](#), the licensee shall ensure that food service requirements specified in (b) and (c) above, are met.

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, and 1531, Health and Safety Code.

**82577 PERSONAL SERVICES****82577**

- (a) When necessary, personal care assistance and supervision shall be provided to participants. This service shall include, but is not limited to, assistance with activities of daily living, such as walking, eating, grooming, toileting, and supervision of personal hygiene.
- (b) Psychosocial support services shall be available to each participant and his/her family.
- (1) The [center](#) shall assist participants and careproviders to understand and provide for each other's needs.

**82577 PERSONAL SERVICES (Continued)****82577**

- (2) The center shall inform the family and careprovider of changes in the participant's physical, emotional, or cognitive status.
- (3) The center shall help the careprovider to understand any changes in the participant and make referrals as necessary.
- (c) Information and referral services shall be available to the participants and their families.
- (d) The center shall establish linkages with other community agencies and instructions to staff to coordinate services.
- (e) Participants who are incontinent shall be taken to the toilet every two hours or as scheduled to the individual plan of care.
- (f) After incontinent elimination, the participant shall be cleaned and towel-dried.

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, and 1531, Health and Safety Code.

**82579 ACTIVITIES****82579**

- (a) [ADSC](#) activities shall be designed to meet the participant's specific needs and interests, as determined by the [Needs and Services Plan](#), and shall be consistent with the center's plan of operation.
  - (1) Activities shall be planned by the administrator or the direct care staff allowing input from participants, family, careproviders, or volunteers.
  - (2) The center shall have a written plan of activities consistent with the program goals. The plan is an on-going process and shall be reviewed and revised as necessary to assure that the center program and participants' goals are being met.
- (b) All program activities shall be supervised by direct care staff.

## 82579 ACTIVITIES (Continued)

82579

- (c) The center shall encourage participants to take part in activities unless otherwise indicated in the [Needs](#) and [Services Plan](#).
- (d) Participants shall be given rest periods as required in the medical assessment specified in Section 80069 or as desired by the participants.
- (e) Activities shall be conducted with appropriate space, equipment, and supplies as specified in Sections 82587.2, 82587.3, and 82588(i).
- (f) A monthly calendar of activities shall be prepared and posted in a visible location within the center. The calendar shall be made available to anyone who requests a copy.
- (g) Daily activities shall be posted in a visible location within the center.

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, 1507, and 1531, Health and Safety Code.

**Article 7. Physical Environment****82587 BUILDINGS AND GROUNDS****82587**

- (a) In addition to Section 80087, the following shall apply.
- (b) There shall be office space available on the premises for private interviews conducted by [center](#) staff.
- (c) Rooms or areas for rest periods shall be provided.
- (d) When an [adult day support center](#) program is located in a place where other activities or programs may be conducted, the [adult day support center](#) program shall have its own separate identifiable space during the hours of operation.
- (e) Sufficient parking area shall be available for safe arrival and departure of participants.

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, and 1531, Health and Safety Code.

**82587.2 OUTDOOR ACTIVITY SPACE****82587.2**

- (a) If outdoor activity space is provided, it shall:
  - (1) Be free of safety hazards.
  - (2) Provide protection from traffic.
  - (3) Provide a shaded rest area for the participants.

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, and 1531, Health and Safety Code.

**82587.3 INDOOR ACTIVITY SPACE****82587.3**

- (a) The licensee shall ensure safe and healthy indoor activity space for participants.
- (b) A space shall be provided for participants not actively participating in the planned activity programs.

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- (1) This area can be a library, study room, or areas adjacent to the activity.

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NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, and 1531, Health and Safety Code.

**82587.4 STORAGE SPACE****82587.4**

- (a) There shall be a space available for storage of participants' personal belongings.
- (b) There shall be space available for storage of staff members' personal belongings.
- (c) There shall be space available for storage of equipment and supplies necessary to implement the planned activity program.
- (d) There shall be space available on the premises for storage of the facility's current records specified in this chapter and Chapter 1.

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- (e) Storage space may be either permanent or portable.

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NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, and 1531, Health and Safety Code.

82588	FIXTURES, FURNITURE, EQUIPMENT, AND SUPPLIES	82588
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- (a) In addition to Section 80088, the following shall apply.
- (b) Based upon the total licensed capacity, one hand-washing facility and one toilet providing individual privacy, shall be maintained for every group of 15 participants or fraction thereof.
  - (1) [Centers](#) licensed as adult day care facilities by the effective date of this chapter which become [adult day support centers](#) shall be permitted to continue operations with the toilet facilities previously approved.
- (c) Use of common towels and washcloths shall be prohibited.
- (d) Diapers and panty shield products shall be provided if the [center](#) accepts participants who are incontinent and these products are not provided by the family or others.
  - (1) The licensee shall obtain a change of clothing from incontinent participants in case clothing becomes wet or soiled.
- (e) After each incontinent elimination, washcloths, towels, soiled bedding, clothing, and any cloths used for cleansing shall be placed in a sealed container and shall be laundered and sanitized.
- (f) Disposable diapers, panty shield products, and disposables used for cleansing shall be disposed of in a sealed bag.
- (g) Odors due to incontinent participants shall be controlled.
- (h) If beds are provided for resting, they shall be arranged to allow for unobstructed passage of personnel and of participants with assistive devices including, but not limited to, wheelchairs and walkers.
- (i) [Centers](#) shall provide the equipment and supplies necessary to meet the requirements of the planned activity program.
  - (1) Equipment shall be safe and sanitary.
  - (2) A variety of games, reading materials, crafts, and other materials shall be provided.

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, and 1531, Health and Safety Code.

## 82588.2 DRINKING WATER

82588.2

(a) Drinking water from a noncontaminating fixture or container shall be readily available both indoors and outdoors.

(1) Participants shall be permitted to drink water whenever they wish.

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(2) Bottled water or portable containers will be allowed provided that:

(A) The water and containers are kept free of contaminations.

(B) Bottled water containers are secured to prevent tipping and breaking.

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**HANDBOOK ENDS HERE**

(3) All water used for drinking shall be potable as defined in California Administrative Code, Title 24, Part 5.

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(A) Title 24, Part 5 defines potable water as water which is satisfactory for drinking, culinary, and domestic purposes and meets the requirements of the health authority having jurisdiction.

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**HANDBOOK ENDS HERE**

NOTE: Authority cited: Section 1530, Health and Safety Code. Reference: Sections 1501, 1502.2, and 1531, Health and Safety Code.